

**BellSouth Telecommunications, Inc.**  
333 Commerce Street, Suite 2101  
Nashville, TN 37201-3300

guy.hicks@bellsouth.com

October 16, 2001

**Guy M. Hicks**  
General Counsel

615 214 6301  
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VIA HAND DELIVERY

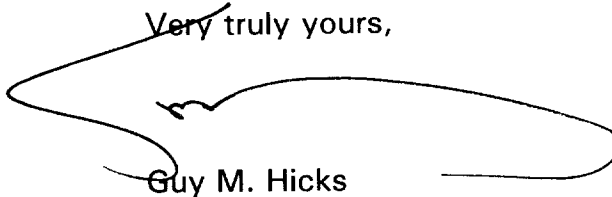
David Waddell, Executive Secretary  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, TN 37238

Re: *Formal Complaint of Universal Telecom, Inc.*  
Docket No. 01-00613

Dear Mr. Waddell:

Enclosed are the original and thirteen copies of BellSouth's Motion to Defer Consideration of Universal Telecom, Inc.'s Motion for Judgment on the Pleadings. Copies of the enclosed are being provided to counsel of record.

Very truly yours,



Guy M. Hicks

GMH:ch  
Enclosure

BEFORE THE TENNESSEE REGULATORY AUTHORITY  
Nashville, Tennessee

In Re: *Formal Complaint of Universal Telecom, Inc.*

Docket No. 01-00613

**MOTION TO DEFER CONSIDERATION OF**  
**UNIVERSAL TELECOM, INC.'S MOTION**  
**FOR JUDGMENT ON THE PLEADINGS**

BellSouth respectfully requests that it be allowed until October 30, 2001 to file its response to Universal Telecom, Inc.'s ("Universal") Motion for Judgment on the Pleadings and that any consideration of Universal's Motion be deferred until after the Authority's October 23 Agenda for the following reasons.

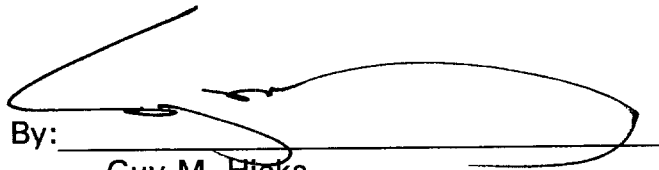
Although the names and address of BellSouth's counsel in this complaint proceeding were clearly set forth in the Answer filed by BellSouth on August 7, 2001, Universal did not serve its Motion on either of these counsel. Instead, Universal purports to have served its Motion on persons who are not counsel of record, and counsel of record was unaware of Universal's motion until this docket appeared as Item No. 5 on the copy of the Authority's Final Conference Agenda that BellSouth received on the afternoon of Friday, October 12, 2001. BellSouth contacted Universal's counsel and asked for a copy of Universal's Motion, and BellSouth received a copy of the Motion late yesterday afternoon.

Universal's Motion seeks a dispositive ruling from the Authority on its Complaint. BellSouth intends to file a response to the Motion (which it did not receive until yesterday), and BellSouth respectfully requests that the Authority defer action on the Motion until the November 6, 2001 Agenda Conference.

As additional grounds in support of this Motion to Defer, counsel for BellSouth with primary responsibility for this matter will be out of town during the week of October 22, 2001. BellSouth, therefore, respectfully requests that it be allowed until October 30, 2001 to file its response to Universal's Motion.

Respectfully submitted,

BELLSOUTH TELECOMMUNICATIONS, INC.

By: 

Guy M. Hicks  
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615/214-6301

R. Douglas Lackey  
Patrick W. Turner  
675 W. Peachtree Street NE, Suite 4300  
Atlanta, Georgia 30375

**CERTIFICATE OF SERVICE**

I hereby certify that on October 16, 2001, a copy of the foregoing document was served on the parties of record, via the method indicated:

- ☐ Hand
- ☐ Mail
- ☒ Facsimile
- ☐ Overnight

Michael J. Blade, Esquire  
Dinsmore & Shohl  
414 Union St., #1100  
Nashville, TN 37219

- ☐ Hand
- ☒ Mail
- ☐ Facsimile
- ☐ Overnight

John Selent, Esquire  
Edward T. Depp, Esquire  
Dinsmore & Shohl  
462 S. Fourth Ave., #2000  
Louisville, KY 40202

A handwritten signature in black ink, appearing to be "John Selent", written over a horizontal line.